

STATE OF NORTH CAROLINA
COUNTY OF HARNETT

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
17 CVS 1747

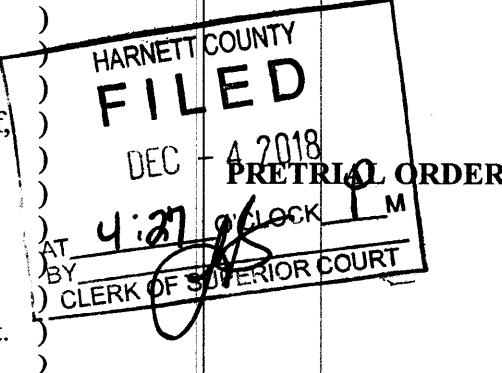
DOLLIE GRIGGS, as Administrator of the
Estate of CHRISTIAN GRIGGS,

Plaintiff,

v.

WILLIAM PAT CHISENHALL,

Defendant.



Pursuant to the provisions of Rule 16 of the North Carolina Rules of Civil Procedure, and Rule 7 of the General Rules of Practice, a final pre-trial conference was not requested or held in the above-entitled cause. Robert H. Jessup and Rebecca H. Ugolick of Howard, Stallings, From, Atkins, Angell & Davis, P.A., are appearing as counsel for the Plaintiff, and Robert E. Levin of Haywood, Denny & Miller, L.L.P. is appearing as counsel for the Defendant. Prior to the trial, the Defendant and Plaintiff intend to have motions heard by the Court.

1. It is stipulated that all parties are properly before the Court and that the Court has jurisdiction of the parties and of the subject matter.
2. It is stipulated that all parties have been correctly designated, and there is no question as to joinder or nonjoinder of parties.
3. In addition to the other stipulations contained herein, the parties stipulate and agree with respect to the facts contained in Exhibit A.
4. A list of all known exhibits that the Plaintiff may offer at the trial of this action is attached hereto as Exhibit B.

5. Except as stated below, it is stipulated and agreed that each of the exhibits identified by the Plaintiff is genuine and authentic, and if relevant and material, may be received in evidence without further identification or proof. However, Defendant does object to the authenticity of affidavits submitted by Plaintiff.

6. A list of all known exhibits that the Defendant may offer at the trial of this action is attached hereto as Exhibit C.

7. It is stipulated and agreed that each of the exhibits identified by the Defendant is genuine and authentic, and if relevant and material, may be received in evidence without further identification or proof.

8. A list of the names of all known witnesses that the Plaintiff may offer at the trial of this case is attached hereto as Exhibit D.

9. A list of names of all known witnesses that the Defendant may offer at the trial of this case is attached hereto as Exhibit E.

10. The Plaintiff contends that the contested issues to be tried by the jury are attached hereto as Exhibit F.

11. The Defendant contends that the contested issues to be tried by the jury are attached hereto as Exhibit G.

12. It is stipulated and agreed that all necessary witnesses are available and this case is in all respects ready for trial. It is estimated that the probable length of this trial will be 5 days.

13. Counsel for the parties represent to the Court that in advance of the preparation of this Order, there was a frank discussion of settlement possibilities. Counsel for the Plaintiff will notify the Clerk in the event of a material change in settlement prospects.

This the 3rd day of December, 2018.

BY:

Robert H. Jessup

Robert H. Jessup, Esq.

Attorney for Plaintiff

Howard, Stallings, From,

Atkins, Angell & Davis, P.A.

Post Office Box 12347

Raleigh, NC 27605

BY:

RE

Robert E. Levin, Esq.

Attorney for Defendant

Haywood, Denny & Miller, L.L.P.

3511 Shannon Rd., Ste. 140

Durham, North Carolina 27707

APPROVED AND FILED, THE 04 DAY OF December, 2018

Brook R. Gray
SUPERIOR COURT JUDGE PRESIDING

EXHIBIT A

STIPULATIONS

1. Defendant William Pat Chisenhall was the father-in-law of Decedent Christian Griggs.
2. Decedent Christian Griggs was married to Katie Chisenhall Griggs. They have one minor child together, Jaden Griggs.
3. In October of 2013, Decedent Christian Griggs and Katie Chisenhall Griggs were separated.
4. Defendant William Pat Chisenhall fired the shots that killed Decedent Christian Griggs.

EXHIBIT B

PLAINTIFF'S EXHIBITS

1. Complete case file produced by the Harnett County District Attorney's Office (including all videos, photographs, phone downloads, text messages, and other documents contained therein)
2. Complete case file produced by the Harnett County Sheriff's Office (including all videos, photographs, phone downloads, text messages, and other documents contained therein)
3. Decedent Christian Griggs' Medical Records exchanged in discovery
4. **Decedent Christian Griggs' Autopsy Report**
5. Affidavit of Dr. Lauren C. Scott
6. All Exhibits attached to the Affidavit of Dr. Lauren C. Scott
7. Photographs of Gunshot Wounds taken by Medical Examiners Office
8. Diagram of Gun Shot Angles (including a blow-up thereof)
9. Decedent Christian Griggs' Medical Bills
10. Decedent Christian Griggs' Burial Expenses
11. Photos of Christian Griggs during life (including blow-ups thereof)
12. Summaries of Decedent Christian Griggs' Medical Bills and Burial Expenses
13. Photographs of the scene of the killing (including blow-ups thereof)
14. Discovery Responses of the Parties (including documents produced therewith)
15. Affidavit of Anthony Griggs
16. Deposition Transcript of Anthony Griggs
17. Deposition transcript of Doris Griggs
18. Deposition transcript of Sergeant Travis Daggett

19. Deposition transcript of David Hildreth
20. Deposition transcript of Retired Detective Hal Stroud
21. Deposition transcript of Captain Jeffrey H. Armstrong
22. Deposition transcript of Defendant William Pat Chisenhall
23. Deposition Video of Defendant William Pat Chisenhall
24. Deposition transcript of Deputy Jason Overby
25. Deposition transcript of Deputy Eric McLamb
26. Deposition transcript of Patrick J. Chisenhall
27. Deposition transcript of Katie Griggs
28. Deposition Video of Katie Griggs
29. Military records of Decedent Christian Griggs
30. College transcripts of Decedent Christian Griggs
31. Medical Records of Defendant Chisenhall
32. Enlargements of any jury instructions to be given by the presiding judge
33. Enlargement of categories of damages listed in North Carolina pattern jury instructions
34. Affidavits Produced or Filed in this case
35. Any and all pleadings or other filings in this case
36. Any and all exhibits identified by the Defendants
37. Any and all rebuttal exhibits
38. Any and all deposition transcripts of testimony taken in this case

EXHIBIT C

Defendant William Pat Chisenhall may offer the following exhibits at the trial of this action:

1. All responses to Interrogatories and Request for Production in both this and the prior action.
2. Any depositions taken and exhibits introduced therein in both and this and the prior action subject to objections and the Rules of Civil Procedure.
3. Copies of notes, letters and documents provided by Christian Griggs to the Defendant and/or Mrs. Chisenhall.
4. CV and list of testimony of Emmanuel Kappleson.
5. Physical evidence obtained during the investigation of the death of the decedent by the Harnett County Sheriff's Department which is currently in the possession of the same.
6. Case file complied by the Harnett County Sheriff's Department and the Harnett County District Attorney's office that were produced in response to the prior order of the Court.
7. Timeline of 911 calls.
8. Without waiving any objections he may have to the same, any exhibit identified by Plaintiff.
9. Any exhibit necessary for the impeachment of any witness or party.

Defendant reserves the right to supplement this list upon reasonable notice to Plaintiff.

EXHIBIT D
PLAINTIFF'S WITNESSES

1. Dr. Lauren C. Scott
2. Anthony Griggs
3. Doris Griggs
4. Sergeant Travis Daggett
5. Detective David Hildreth
6. Retired Detective Hal Stroud
7. Captain Jeffrey H. Armstrong
8. Defendant William Pat Chisenhall
9. Patrick J. Chisenhall
10. Deputy Jason Overby
11. Deputy Eric McLamb
12. Katie Griggs
13. Harnett County 911 Record Keeper
14. Johnston County 911 Record Keeper
15. Any and all witnesses necessary for admission of exhibits listed by Plaintiff.
16. Any and all rebuttal witnesses as they may become necessary.
17. Any and all witnesses identified by Defendant.

EXHIBIT A

EXHIBIT E

Defendant William Pat Chisenhall may call the following witnesses at the trial in this matter:

1. Plaintiff
2. Defendant
3. Anthony Griggs
4. Russell Kozik
5. Amber Kozik
6. Captain Armstrong
7. Detective Hildreth
8. Hal Stroud
9. Katie Griggs
10. Tammy Amaon
11. Scott Beasley
12. Brenda Weaver
13. Lydia Chisenhall
14. Bradley Byrd
15. Brenda Weaver
16. Johnnie Mac Norris
17. Deputy McLamb
18. David Dowdy
19. Dr. Yizhe Wang
20. Emmanuel Kappleson

22. Any witness identified by Plaintiff

23. Any witness required for rebuttal

Defendant reserves the right to supplement this list upon reasonable notice to Plaintiff.

EXHIBIT F

PLAINTIFF'S CONTESTED ISSUES

1. Was the death of Christian Griggs caused by a battery committed by Defendant William Pat Chisenhall?
2. What amount is the estate of Christian Griggs entitled to recover for wrongful death?

EXHIBIT B

EXHIBIT G

Defendant William Pat Chisenhall's issues and contentions are as follows:

1. Did the Defendant unlawfully kill the decedent?

Yes _____ No _____

2. What amount is the Estate of Christian Griggs entitled to recover for wrongful death?

Amount: \$ _____